

the common defense of the United States.

There is no agency that has a harder job or a job that is more important in protecting our homeland than the Department of Homeland Security. We should be here today, on our first evening of the Future Forum, talking about the rising amount of student debt that millennials carry. We should be here today talking about how hard it is to get a job if you are a young person and if you have just finished college. We should be here today talking about how hard it is to buy a home if you are carrying all of this student debt. We should be talking about the need for diversity and about having a pathway to citizenship for immigration.

Instead, bizarrely, we are here talking about the real possibility that the Department of Homeland Security, created out of a bipartisan coalition in the early 2000s, could shut down and leave us more vulnerable.

I hope that our better angels will guide us. I hope that the spirit that those House Members had when they stood on the steps of the Capitol after September 11 prevails, that we work more collaboratively, and that we remember, at the end of the day, we are charged with protecting the people.

Mr. Speaker, I yield back the balance of my time.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

THE PRESIDENT'S CONSTITUTIONAL OVERREACH

The SPEAKER pro tempore. Under the Speaker's announced policy of January 6, 2015, the Chair recognizes the gentleman from Florida (Mr. JOLLY) for 30 minutes.

Mr. JOLLY. Mr. Speaker, I appreciate the opportunity to address the House this evening, and I appreciate the opportunity to continue the conversation that was started by my colleagues on the other side of the aisle tonight.

Listen, there is a future in this body that, hopefully, is going to look a lot different than what it has looked like in past decades. I would fully concur that government should work and that we should keep the government open, but we must also defend the Constitution, and that is the paradox that we are faced with this week. I rise with some frustration from my side of the aisle and from what I have seen from my colleagues on the other side of the aisle in recent days.

I have seen speeches upon speeches upon speeches about a partial shutdown of the Department of Homeland Security. I have seen big signs in the well of this House, scaring the American people about a potential partial

shutdown. I have seen press conferences across the country, including in my hometown of the Tampa Bay area, scaring the American people about something that has not yet happened. Recognize that all of these speeches, all of these signs are coming not from members of our community, not from the people who elected us; these speeches, these signs—the “sky is falling” mentality—are coming from our elected leaders, from Members of this body.

Why does that matter? Why do I rise tonight to continue the conversation started by my colleagues on the other side of the aisle?

It is this: all we are hearing are speeches, and all we are seeing are signs. We are not hearing solutions.

To this entire body—to both sides of the aisle—our constitutional authority was infringed upon when the President signed his executive order. That is not a partisan issue. We have a responsibility to confront that constitutional overreach. Yes, one mechanism we used to do that was the power of the purse. That is a fundamental power of this body, the power of the purse, and it was appropriate that we responded to the President's unconstitutional overreach by exercising our constitutional privilege, that of the appropriations process.

Here is what I would point out to the American people tonight about the speeches that they hear from my friends and colleagues on the other side of the aisle. Recognize something very important: what is being presented in the midst of this debate over the constitutional overreach of the President is merely an “all or nothing” approach. It is either we pass a clean bill—and as the leader on the other side said, he will deliver 188 votes if we pass a clean bill—or it is nothing. Friends, colleagues, that is not legislating. That is using the bully pulpit. That is politics. That is not legislating.

So what I would ask tonight is: Where are the solutions? Where is the conviction on the other side of the aisle? Where are the efforts to pass a bill that accommodates all Members of this body, Members on the other side, and, yes, something the President can sign?

You see, I am actually a Member of Congress who thinks that the first priority of this body is to fund the government and to fund the Department of Homeland Security. I am looking to work with colleagues on the other side of the aisle to say: How do we do that? We have a responsibility to do that.

I have three Coast Guard installations in my district. They are men and women—it is absolutely true what is talked about—who will have to go to work on Saturday morning with only the promise to be paid later. That is wrong. That is a failure of this Congress if we let that happen.

We do have until Friday evening to solve this, and I believe we will, but I am asking, actually, for accommoda-

tion and cooperation from the other side of the aisle. What will it take? What will it take?

Think about this: Rather than putting signs on the floor, rather than condemning our side of the aisle for trying to respond to the constitutional overreach of the President, what if we talk about provisions that will actually build consensus and get a majority of this body, regardless of Republican, Democrat, Independent—whoever you are—to fund the Department of Homeland Security and to also respond to the constitutional overreach of the President? I think we can get there.

Do you know what I have never heard from the other side of the aisle? I have never heard: What if we remove the funding prohibition in the original House bill that prohibited the implementation, the further exercise, of DACA? They criticized it. If we remove it, does that get us the votes to pass a bill?

I understand there is disagreement over the President's executive order from last September. I think it was wrong. Members on the other side don't. A Federal judge has said it is unconstitutional. The President of the United States said over 20 times he didn't have the authority to do it. Yet he did it. What if we allowed 6 months to let the courts work their will? It is perfectly reasonable.

If you are a Member of this Congress who stood up on opening day and took the oath to defend and protect the Constitution of the United States, to defend and protect the obligation of your office, why don't we agree upon a 6-month delay in the implementation of the President's executive order, an executive order a Federal judge has already put a hold on? Does that get us there? Does that get us the votes necessary?

What my colleagues on the other side of the aisle tonight said is absolutely true: Congress should work, Congress should govern. The American people should expect that of all of us.

It doesn't matter our partisan affiliations, but it does matter whether or not we truly exercise the convictions about which we pontificate on the floor here tonight. It is not about signs. It is not about the bully pulpit. It is not about press conferences.

Any Member who stands up here tonight, Republican or Democrat, and says that we will be worse off as a nation on Friday night if we have not funded the Department of Homeland Security is absolutely right. We must fund the government. But where is the effort on the other side of the aisle to actually reach a compromise? It is not there.

I promise you that I have watched my colleagues from the time I got here this week—every speech. The leader on the other side of the aisle made an impassioned speech about the importance of funding Homeland Security, and he is right.

My question is this: When will you abandon your “all or nothing” approach? Because exactly what you criticize this side of the aisle for is exactly the type of behavior that my colleagues on the other side are engaging in as well. We have failed the American people if we let that lack of cooperation overtake this body and lead us off a cliff on Friday night.

The question to my colleagues on the other side of the aisle is: Who is willing to step forward with a proposal that gets us there as a body?

Mr. Speaker, I appreciate the time this evening. I look forward to ensuring that our Department of Homeland Security is fully funded come Friday night.

I yield back the balance of my time.

CONTINUATION OF THE NATIONAL EMERGENCY WITH RESPECT TO CUBA AND OF THE EMERGENCY AUTHORITY RELATING TO THE REGULATION OF THE ANCHORAGE AND MOVEMENT OF VESSELS—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 114-12)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, referred to the Committee on Foreign Affairs and ordered to be printed:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, within 90 days prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the national emergency declared on March 1, 1996, with respect to the Government of Cuba's destruction of two unarmed U.S.-registered civilian aircraft in international airspace north of Cuba on February 24, 1996, as amended and expanded on February 26, 2004, is to continue in effect beyond March 1, 2015.

BARACK OBAMA.

THE WHITE HOUSE, February 25, 2015.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 6 o'clock and 42 minutes p.m.), the House stood in recess.

□ 2156

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro

tempore (Mr. VALADAO) at 9 o'clock and 56 minutes p.m.

REPORT ON RESOLUTION PROVIDING FOR FURTHER CONSIDERATION OF H.R. 5, STUDENT SUCCESS ACT

Ms. FOXX, from the Committee on Rules, submitted a privileged report (Rept. No. 114-29) on the resolution (H. Res. 125) providing for further consideration of the bill (H.R. 5) to support State and local accountability for public education, protect State and local authority, inform parents of the performance of their children's schools, and for other purposes, which was referred to the House Calendar and ordered to be printed.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. WILSON of Florida (at the request of Ms. PELOSI) for today on account of official business with POTUS.

ADJOURNMENT

Ms. FOXX. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 9 o'clock and 57 minutes p.m.), under its previous order, the House adjourned until tomorrow, Thursday, February 26, 2015, at 10 a.m. for morning-hour debate.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

537. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Clothianidin; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2014-0253; FRL-9919-59] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

538. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio; PSD Infrastructure SIP Requirements for the 2008 Lead, 2008 Ozone, 2010 NO₂, and 2010 SO₂ NAAQS [EPA-R05-OAR-2011-0888; EPA-R05-OAR-2011-0969; EPA-R05-OAR-2012-0991; EPA-R05-OAR-2013-0435; FRL-9923-48-Region 5] received February 23, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

539. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio; Transportation Conformity [EPA-R05-OAR-2014-0662; FRL-9923-45-Region 5] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

540. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's

final rule — Approval and Promulgation of Implementation Plans; Mississippi; Infrastructure Requirements for the 2008 8-Hour Ozone National Ambient Air Quality Standards [EPA-R04-OAR-2012-0698; FRL-9923-55-Region 4] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

541. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; South Carolina; Infrastructure Requirements for the 2008 8-Hour Ozone National Ambient Air Quality Standards [EPA-R04-OAR-2012-0694; FRL-9923-56-Region 4] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

542. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — Direct Final Approval of Other Solid Waste Incineration Units State Plan for Designated Facilities and Pollutants: Indiana [EPA-R05-OAR-2009-0554; FRL-9923-35-Region 5] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

543. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's final rule — Implementation of the 2008 National Ambient Air Quality Standards for Ozone: State Implementation Plan Requirements [EPA-HQ-OAR-2010-0885; FRL-9917-29-OAR] (RIN: 2060-AR34) received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

544. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to Oklahoma [EPA-R06-OAR-2008-0063; FRL-9923-22-Region 6] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

545. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to Louisiana [EPA-R06-OAR-2010-1054; FRL-9923-11-Region 6] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

546. A letter from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting the Agency's Direct final rule — Promulgation of State Air Quality Implementation Plans for Designated Facilities and Pollutants: Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming; Negative Declarations; Control of Emissions from Existing Sewage Sludge Incineration Units [EPA-R08-OAR-2014-0811; FRL-9923-40-Region 8] received February 24, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

547. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Protection System Maintenance Reliability Standard [Docket No.: RM14-8-000; Order No.: 803] received February 23, 2015, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

548. A letter from the Assistant Director for Regulatory Affairs, Office of Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule — Sudanese Sanctions Regulations received February 23, 2015, pursuant to 5 U.S.C.